

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

MARK F. TESENIAR AND) CIVIL ACTION NO.: 2:11-cv-01452-CWH
NAN M. TESENIAR, on behalf of)
themselves and others similarly situated,)
and TWELVE OAKS AT FENWICK)
PROPERTY OWNERS ASSOCIATION,)
INC., (from December 16, 2008, to present),)

Plaintiffs,)

vs.)

NATIONAL FIRE & MARINE)
INSURANCE COMPANY, ADMIRAL)
INSURANCE COMPANY, ESSEX)
INSURANCE COMPANY, AUDUBON)
INDEMNITY COMPANY AND)
PROFESSIONAL PLASTERING &)
STUCCO, INC.,)

Defendants.)

MARK F. TESENIAR AND) CIVIL ACTION NO.: 2:11-cv-02371-CWH
NAN M. TESENIAR, on behalf of)
themselves and others similarly situated,)
and TWELVE OAKS AT FENWICK)
PROPERTY OWNERS ASSOCIATION,)
INC., (from December 16, 2008, to present),)

Plaintiffs,)

vs.)

ADMIRAL INSURANCE COMPANY,)

Defendant.)

STIPULATION OF DISMISSAL WITH PREJUDICE

The parties, by and through the undersigned counsel, hereby stipulate to the dismissal of the civil actions with prejudice pursuant to FRCP 41(a)(1)(A)(ii). Each party shall bear its own attorneys' fees, expenses and costs.

The parties consent:

s/ Phillip W. Segui, Jr.,
Phillip W Segui, Jr. Esq.
Segui Law Firm
864 Lowcountry Blvd
Suite A
Mt. Pleasant, SC 29464
psegui@seguilawfirm.com
Attorney for Plaintiffs

William Jefferson Leath, Jr, Esq.
Leath Bouch and Seekings
PO Box 59
Charleston, SC 29402
jl@leathbouchlaw.com
Attorney for Plaintiffs

John T. Chakeris, Esq.
Chakeris Law Firm
231 Calhoun Street
Charleston, SC 29401
john@chakerislawfirm.com
Attorney for Plaintiffs

Jesse A. Kirchner, Esq.
Thurmond Kirchner Timbes and Yelverton
15 Middle Atlantic Wharf
Suite 101
Charleston, SC 29401
jkirchner@tktylawfirm.com
Attorney for Plaintiffs

Stipulation of Dismissal with Prejudice
CIVIL ACTION NO.: 2:11-cv-01452-CWH
CIVIL ACTION NO.: 2:11-cv-02371-CWH

Justin O'Toole Lucey, Esq.
Justin O'Toole Lucey Law Firm
PO Box 806
Mt Pleasant, SC 29465
jlucey@lucey-law.com
Attorney for Plaintiffs

s/ John L. McCants
John Lucius McCants, Esq.
Rogers Lewis Jackson Mann and Quinn
1330 Lady Street
Suite 400
Columbia, SC 29201
jmccants@rogerslewis.com
Attorney for National Fire & Marine Insurance Company

s/ Michael J. Athans
Michael J Athans, Esq.
Gilson Athans
980 Hammond Drive
Suite 800
Atlanta, GA 30328
mathans@gilsonathans.com
Attorney for Essex Insurance Company

J. W. Nelson Chandler, Esq.
Corrigan and Chandler
16 Charlotte Street
Suite B
Charleston, SC 29403
nelson@corriganhandler.com
Attorney for Essex Insurance Company

Stipulation of Dismissal with Prejudice***CIVIL ACTION NO.: 2:11-cv-01452-CWH******CIVIL ACTION NO.: 2:11-cv-02371-CWH***s/ John C. Bonnie

John C. Bonnie, Esq.

Weinberg Wheeler Hudgins Gunn and Dial

3344 Peachtree Road NE

Suite 2400

Atlanta, GA 30326

jbonnie@wwhgd.com

Attorney for Audubon Insurance Company

s/ Kathy A. Carlsten

Kathy A. Carlsten, Esq.

Carlock Copeland Semler and Stair

40 Calhoun Street

Suite 400

Charleston, SC 29401

kcarlsten@carlockcopeland.com

Attorney for Admiral Insurance Company

s/ Dennis Gary Lovell, Jr.

Dennis Gary Lovell, Jr

Carlock Copeland Semler and Stair

40 Calhoun Street

Suite 400

Charleston, SC 29401

glovell@carlockcopeland.com

Attorney for Admiral Insurance Company